

AO 440 (Rev. 10/93) Summons in a Civil Action - SDNY WEB 4/99

**United States District Court****SOUTHERN****DISTRICT OF****NEW YORK**

TROY SHORTER

**SUMMONS IN A CIVIL CASE****V.**

CASE NUMBER: 07CV4793 (LAK)

THE CITY OF NEW YORK, POLICE  
COMMISSIONER RAYMOND W. KELLY,  
DEPUTY INSPECTOR WILLIAM AUBRY,  
INSPECTOR BOYCE, CAPTAIN SPRAGUE  
LIEUTENANT DELEON, LIEUTENANT

TO: (Name and address of defendant)

Police Officer Powers  
67th Precinct, NYPD  
2820 Snyder Ave.  
Brooklyn NY 11216

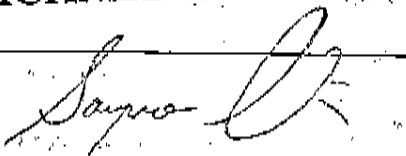
**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Leo Glickman, Esq.  
Stoll, Glickman & Bellina L.L.P.  
71 Nevins Street  
Brooklyn, NY 11217

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK



(BY) DEPUTY CLERK

APR 14 2008

DATE

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| RETURN OF SERVICE   |  |       |
|---|--|-------|
| Service of the Summons and Complaint was made by me <sup>1</sup>  | DATE <u>5-8-08</u>   |       |
| NAME OF SERVER (PRINT) <u>Ted Braunstein</u>  | TITLE <u>Process Server</u>                                  |       |
| Check one box below to indicate appropriate method of service   |  |       |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: _____  |  |       |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.<br>Name of person with whom the summons and complaint were left: _____ |  |       |
| <input type="checkbox"/> Returned unexecuted: _____   |  |       |
| <input checked="" type="checkbox"/> Other (specify): <u>Served at Defendants Place of business</u><br><u>67<sup>th</sup> apt 2820 Snyder Ave to OFFICE Moore # 6897 at 5<sup>15</sup> PM.</u>   |  |       |
| STATEMENT OF SERVICE FEES   |  |       |
| TRAVEL  | SERVICES   | TOTAL |
|   |  |       |
| DECLARATION OF SERVER   |  |       |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>                                     |  |       |
| Executed on <u>5-9-08</u><br><small>Date</small>  | <u>Ted Braunstein</u><br><small>Signature of Server</small>  |       |
|   | <u>512 Atlantic Ave.</u><br><small>Address of Server</small> |       |
| <p>sworn before me this 2<sup>nd</sup> day of May 2008</p> <p><u>Chack</u></p>  |  |       |
| CYNTHIA CONTI-COOK<br>Notary Public, State of New York<br>No. 02CO6171485<br>Qualified in King County<br>Commission Expires July 23, 2011   |  |       |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.